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Dkt. 43016-C/JPW/AKC/JKM

UNITED STATES PATENT AND TRADEMARK OFFICE

Philip O. Livingston and Friedhelm Helling

U.S. Serial No.:

08/475,784

Group Unit: 1806

Filed

June 7, 1995

Examiner: A. Caputa

For

GANGLIOSIDE-KLH CONJUGATE VACCINES WITH QS-

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1185 Avenue of the Americas New York, New York 10036 May 2, 1997

Patents

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Assistant Commissioner for Patents Washington, D.C. 20231

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## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with their duty of disclosure under 37 C.F.R. §1.56(c) and §1.97(c), applicants would like to direct the Examiner's attention to the following disclosure which is listed on the attached Form PTO-1449 (Exhibit 1) and attached hereto as Exhibits 2-6:

- 1. Helling, F., et al. (March 1993) "Increased immunogenicity of GM2 conjugated with KLH and used with adjuvants in patients with melanoma." <a href="Proceedings Of The 84th Annual Meeting Of The American">Proceedings Of The 84th Annual Meeting Of The American</a> 34: 491 (Exhibit 2);
- 2. Helling, F., et al. (August 1993) "Construction of immunogenic GD-3 conjugate vaccines." <u>Annals Of The New</u> <u>York Academy Of Sciences</u> 690: 396-397 (Exhibit 3);
- 3. Helling, F., et al. (1994) "GD3 vaccines for melanoma superior immunogenicity of keyhole limpet hemocyanin conjugate." Cancer Research 54: 197-203 (Exhibit 4);
- 4. Bystryn, J-C (1990) "Tumor vaccines." Cancer And Metastasis Reviews 9: 81-91 (Exhibit 5); and

330 LC 05/21/97 08475784 1 126 230.00 CK Philip O. Livingston and Friedhelm Helling U.S. Serial No. 08/475,784 Filed: June 7, 1995 Page 2

5. Ritter, G., et al. (1990) "Induction of antibodies reactive with GM2 ganglioside after immunization with lipopolysaccharides for Camplyobacteria jejuni." <u>Int. J. Cancer</u> 66: 184-190 (Exhibit 6).

The references, enclosed as Exhibits 2-5, were cited in the Supplementary European Search Report issued in connection with European Application No. 94 90 7279.7, filed August 22, 1995, corresponding to PCT International Application No. PCT/US94/00757, filed January 21, 1994. The subject application is a continuation application of PCT/US94/00757. A copy of the Supplementary European Search Report is attached hereto as Exhibit 7.

Further, the reference, enclosed as Exhibit 6, was cited by the New Zealand Patent Office during the substantive examination of New Zealand Application No. 261744, filed July 28, 1995, corresponding to PCT International Application No. PCT/US94/00757, filed January 21, 1994. The subject application is a continuation application of PCT/US94/00757.

Applicants maintain that the subject invention is novel and nonobvious over the teachings disclosed in the above-identified publications. Accordingly, applicants maintain that the above-identified publications neither disclose nor suggest the invention claimed in the subject application.

If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants' undersigned attorney invites the Examiner to telephone him at the number provided below.

No fee, other than the \$230.00 fee under 37 C.F.R. §1.17(p), is deemed necessary in connection with the filing of this Supplemental Information Disclosure Statement. However, if any

Philip O. Livingston and Friedhelm Helling U.S. Serial No. 08/475,784 Filed: June 7, 1995 Page 3

other fee is required, authorization is hereby given to charge the amount of such fee to Deposit Account No. 03-3125.

Respectfully submitted,

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

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John P. White Registration No. 28,678 Albert Wai-Kit Chan Registration No. 36,479 Attorneys for Applicant(s) Cooper & Dunham LLP 1185 Avenue of the Americas New York, New York 10036 (212) 278-0400

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